



Order Filed on August 6, 2020  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**Caption in Compliance with  
D.N.J.LBR 9004-1**

**STEWART LEGAL GROUP, P.L.**

*Formed in the State of Florida*

Gavin N. Stewart, Esq.

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*Attorney for Creditor*

In re:

SMS Enterprises, Inc.<sup>1</sup>

Debtor.

Chapter: 11


Case No.: 19-21332-ABA  
(Jointly Administered)

Judge Andrew B. Altenburg, Jr.

**CONSENT ORDER CONFIRMING THE STAY IS NOT IN EFFECT**

The relief set forth on the following page is hereby **ORDERED**.

**DATED: August 6, 2020**

  
\_\_\_\_\_  
Honorable Andrew B. Altenburg, Jr.  
United States Bankruptcy Court

<sup>1</sup> The Debtors in these jointly administered cases, along with the associated case numbers, are SPS Enterprises, Inc., Case No. 19-21330, ETA Enterprises, Inc., Case No. 19-21331, and SMS Enterprises, Inc., Case No. 19-21332.

Debtor: SMS Enterprises, Inc.  
Case No.: 19-21332-ABA  
Caption of Order: **CONSENT ORDER CONFIRMING THE STAY IS NOT IN EFFECT**

THIS MATTER having been opened to the Court upon the Application for Entry of Consent Order in Lieu of Motion for Order Confirming the Automatic Stay is not in Effect (“Application”) filed by Toyota Motor Credit Corporation, as servicer for Toyota Lease Trust (“Creditor”), and whereas the Debtor and Creditor are in agreement, it is hereby stipulated and agreed to that:

1. The automatic stay provided under 11 U.S.C. §362(a) is not in effect as to Creditor’s interest in the personal property described as **2015 Toyota Avalon H; VIN: 4T1BD1EB6FU047950** (“Vehicle”).

2. Creditor has complete relief from the automatic stay to take any and all steps necessary to exercise any and all rights it may have in the Vehicle.

**STIPULATED AND AGREED:**

/s/ Damien Nicholas Tancredi  
Damien Nicholas Tancredi  
FLASTER/GREENBERG P.C.  
1810 Chapel Avenue West  
Cherry Hill, NJ 08002-4609  
Telephone: (215) 587-5675  
*Counsel to Debtors*  
Dated: July 5, 2020

/s/ Gavin N. Stewart  
Gavin N. Stewart  
STEWART LEGAL GROUP, P.L.  
401 East Jackson Street, Suite 2340  
Tampa, FL 33602  
Telephone: (813) 371-1231  
*Counsel to Creditor*  
Dated: July 5, 2020

In re:  
SMS Enterprises Inc.  
Debtor

Case No. 19-21332-ABA  
Chapter 11

## CERTIFICATE OF NOTICE

District/off: 0312-1

User: admin  
Form ID: pdf903

Page 1 of 2  
Total Noticed: 2

Date Rcvd: Aug 06, 2020

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Aug 08, 2020.

db +SMS Enterprises Inc., P.O. Box 588, Marlton, NJ 08053-0588  
aty +Flaster/Greenberg P.C., Commerce Centr, 1810 Chapel Avenue West, Third Floor,  
Cherry Hill, NJ 08002-4606

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.  
NONE. TOTAL: 0

\*\*\*\*\* BYPASSED RECIPIENTS \*\*\*\*\*

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.  
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

**I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Aug 08, 2020

Signature: /s/Joseph Speetjens

## CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on August 6, 2020 at the address(es) listed below:

Damien Nicholas Tancredi on behalf of Debtor ETA Enterprises, Inc.  
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com  
Damien Nicholas Tancredi on behalf of Debtor SPS Enterprises, Inc.  
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com  
Damien Nicholas Tancredi on behalf of Accountant Michael Yarrow  
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com  
Damien Nicholas Tancredi on behalf of Debtor SMS Enterprises Inc.  
damien.tancredi@flastergreenberg.com, damien.tancredi@ecf.inforuptcy.com  
Daniel P. Bernstein on behalf of Creditor Covenant Bank d.p.bernstein1@gmail.com  
David Banks on behalf of Creditor Covenant Bank bbwlaw@yahoo.com  
Denise E. Carlon on behalf of Creditor Toyota Lease Trust dcarlon@kmlawgroup.com,  
bkggroup@kmlawgroup.com  
E. Richard Dressel on behalf of Debtor SMS Enterprises Inc. rdressel@lexnovalaw.com  
E. Richard Dressel on behalf of Debtor SPS Enterprises, Inc. rdressel@lexnovalaw.com  
E. Richard Dressel on behalf of Debtor ETA Enterprises, Inc. rdressel@lexnovalaw.com  
Gavin Stewart on behalf of Creditor Toyota Motor Credit Corporation, as servicer for Toyota  
Lease Trust bk@stewartlegalgroup.com  
Gavin Stewart on behalf of Creditor Toyota Lease Trust bk@stewartlegalgroup.com  
Jay B Feldman on behalf of Creditor Gary Peart jay@leighton-law.com, erin@leighton-law.com  
Jeffrey M. Sponder on behalf of U.S. Trustee U.S. Trustee jeffrey.m.sponder@usdoj.gov,  
jeffrey.m.sponder@usdoj.gov  
Jeffrey M. Sponder on behalf of Debtor SPS Enterprises, Inc. jeffrey.m.sponder@usdoj.gov,  
jeffrey.m.sponder@usdoj.gov  
Jeffrey N. Medio on behalf of Creditor Vineland Municipal Utilites jmedio@mediolawfirm.com  
Judith Carol Arnold on behalf of Creditor Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli  
jarnold@grucciopepper.com, jmorvay@grucciopepper.com  
Judith Carol Arnold on behalf of Creditor Maintree Shopping Center, L.P., Landlord  
jarnold@grucciopepper.com, jmorvay@grucciopepper.com  
Julie M. Murphy on behalf of Creditor Maintree Shopping Center, L.P. murphy@hylandlevin.com  
Kevin Joseph Bloom on behalf of Creditor Maines Paper & Food, Inc. kbloom@hkh.com  
Paul W. Verner on behalf of Debtor ETA Enterprises, Inc. pwverner@vernerlaw.com  
Paul W. Verner on behalf of Debtor SPS Enterprises, Inc. pwverner@vernerlaw.com  
Paul W. Verner on behalf of Attorney Paul William Verner pwverner@vernerlaw.com  
Raymond M. Patella on behalf of Interested Party Cape Atlantic Food Services, LLC  
rpatella@kraemerburns.com  
Richard J. Gerace on behalf of Debtor SMS Enterprises Inc. rgeracel4@comcast.net  
Stephen McNally on behalf of Attorney Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli  
smcnally@cmsfirm.com, lburgo@cmsfirm.com; jlong@cmsfirm.com; pbellino@cmsfirm.com  
Stephen McNally on behalf of Creditor Buena Realty, LLC f/k/a Mr. and Mrs. John Caselli  
smcnally@cmsfirm.com, lburgo@cmsfirm.com; jlong@cmsfirm.com; pbellino@cmsfirm.com

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Total Noticed: 2

Date Rcvd: Aug 06, 2020

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)  
system (continued)

Thomas R. Dominczyk on behalf of Creditor Fox Capital Group, Inc.  
tdominczyk@mauricewutscher.com, thomas-dominczyk-5025@ecf.pacerpro.com  
U.S. Trustee USTPRegion03.NE.ECF@usdoj.gov

TOTAL: 29